

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

HILLARY WHITE and LYNN MICHALSON,
individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

AURORA DAIRY CORPORATION,
d/b/a Aurora Organic Dairy,

Defendant.

07 Civ. 9418 (DAB)

AURORA DAIRY
CORPORATION'S NOTICE
OF PENDENCY OF OTHER
ACTIONS OR PROCEEDINGS

Defendant Aurora Dairy Corporation, d/b/a Aurora Organic Dairy ("Aurora"), by its counsel, hereby provides notice of the pendency of other actions or proceedings pursuant to Local Rule 1.6. This action, which involves Aurora's use of the "USDA Organic" seal, is related to four actions that have been consolidated and transferred to the Eastern District of Missouri by the Judicial Panel on Multidistrict Litigation ("Panel") and fourteen additional actions that have been identified by the Panel as potential tag-along actions involving common questions of fact (all identified in the table below), pursuant to a February, 20, 2008 Transfer Order, a Conditional Transfer Order entered by the Panel on February 26, 2008, and subsequent Notice to the Panel pursuant to Rule 7.5 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425 (2001), filed concurrently herewith. See Declaration of Livia Kiser at Ex. A (Feb. 20, 2008 Trans. Order), Ex. B (Feb. 26, 2008 Conditional Trans. Order), Ex. C (Notice).

PARTIES	COURT	ATTORNEYS
<p>Plaintiff: Robert E. Koch, individually and on behalf of those similarly situated</p> <p>Defendant: Aurora Dairy Corporation, d/b/a Aurora Organic Dairy</p>	<p>E.D. Missouri, Eastern Division</p> <p>Case No. 4:08-cv-254 MDL 1907</p>	<ul style="list-style-type: none"> • Maury A. Herman, David A. McKay, Andrea S. Hirsch; Herman, Mathis, Casey, Kitchens and Gerel, LLP, 230 Peachtree Street, NW, Suite 2260, Atlanta, Georgia 30303 Phone: (404) 880-9500 • Chip Robertson; Bartimus, Frickleton, Robertson & Gorny, Jefferson City Office, 715 Swifts Highway, Jefferson City, Missouri 65109 Phone: (573) 659-4454 • David A. Rosen, Alexis B. Djivre; Rose, Klein & Marias LLP, 801 South Grand Avenue, 11th Floor, Los Angeles, California 90017 Phone: (213) 626-0571 • Christopher P. Ridout, Devon Lyon; Ridout & Lyon LLP, 100 Oceangate, 14th Floor, Long Beach, California 90802 Phone: (562) 216-5020 • Gideon Kracov; Law Office of Gideon Kracov, 801 South Grand Avenue, 11th Floor, Los Angeles, California 90017 Phone: (213) 629-2071
<p>Plaintiffs: Kristine Mothershead and Leonie Lloyd, individually and on behalf of all others similarly situated</p> <p>Defendant: Aurora Dairy Corporation, d/b/a Aurora Organic Dairy</p>	<p>E.D. Missouri, Eastern Division</p> <p>Case No. 4:08-md-01907- ERW</p>	<ul style="list-style-type: none"> • John Campbell, John Simon, Erich Vieth; Simon Passanante, PC, 701 Market Street, Suite 1450, St. Louis, Missouri 63101 Phone: (314) 241-2929 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700 • Nicole Behnen, Alice Dickherber; Polsinelli, Shalton, Flanigan, Suelthaus, P.C., 7733 Forsyth Blvd., 12th Floor, St. Louis, Missouri 63105 Phone: (314) 889-7095
<p>Plaintiff: Maya Fiallos, individually and on behalf of all others similarly situated</p>	<p>E.D. Missouri, Eastern Division</p> <p>Case No. 4:08-md-01907- ERW</p>	<ul style="list-style-type: none"> • Thomas Ronzetti, David Buckner; Kozyak, Tropin & Throckmorton, P.A., 2525 Ponce de Leon, 9th Floor, Miami, Florida 33134 Phone: (305) 372-1800

PARTIES	COURT	ATTORNEYS
<p>Defendant:</p> <p>Aurora Dairy Corporation, d/b/a Aurora Organic Dairy</p>		<ul style="list-style-type: none"> • Timothy Carl Blake; Law Offices of Timothy Carl Blake, P.A, Concord Building, Suite 1000, 66 W. Flagler Street, Miami, Florida 33130 Phone: (305) 373-5210 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700
<p>Plaintiffs:</p> <p>Rebecca and Fernando Freyre, on behalf of themselves and all others similarly situated</p> <p>Defendant:</p> <p>Aurora Dairy Corporation</p>	<p>E.D. Missouri, Eastern Division</p> <p>Case No. 4:08-md-01907-ERW</p>	<ul style="list-style-type: none"> • Harold A. Haddon, Saskia A. Jordan, Suzanna Wasito Tiftickjian; Haddon, Morgan, Mueller, Jordan, Mackey & Foreman, P.C., 150 East Tenth Avenue, Denver, Colorado 80203 Phone: (303) 831-7364 • Kenneth S. Canfield, Ralph J. Knowles, Martha J. Fessenden, Kimberly J. Johnson; Doffermyre, Shields, Canfield, Knowles and Devine, LLC, 1355 Peachtree Street, Suite 1600, Atlanta, Georgia 30309 Phone: (404) 881-8900 • Eric J. Artrip, Herman A. Watson, Jr., Rebekah Keith McKinney; Watson Jimmerson Martin McKinney Graffeo & Helms, P.C., 203 Greene Street, Huntsville, Alabama 35804 Phone: (256) 536-7423 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700
<p>Plaintiffs:</p> <p>Mona Still, Helen Phillips, Eve Hana, Jeanmarie Zirger, Kim King, Noelle Fincham, Oksana Jensen, Gabriela Waschewsky, Laurelanne Davis, Debbie Millikan, Joan Scheutz, Sandie Regan,</p>	<p>E.D. Missouri, Eastern Division</p> <p>Case No. 4:08-md-01907-ERW</p>	<ul style="list-style-type: none"> • Don M. Downing, Thomas K. Neill; Gray, Ritter & Graham, P.C., 701 Market Street, Suite 800, St. Louis, Missouri 63101 Phone: (314) 241-5620 • Curtis F. Gantz, David G. Cox; Lane, Alton & Horst LLC, Two Miranova Place, Suite 500, Columbus, Ohio 43215 Phone: (614) 228-6885

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<p>Plaintiff:</p> <p>Brenda Gallardo, an individual</p> <p>Defendant:</p> <p>Aurora Dairy Corporation, d/b/a Aurora Organic Dairy</p>	<p>N.D. California</p> <p>Case No. 3:07-cv-05331-MJJ</p>	<ul style="list-style-type: none"> • Robert M. Bramson; Bramson, Plutzik, Mahler & Birkhaeuser, LLP, 2125 Oak Grove Road, Suite 120, Walnut Creek, California 94598 Phone: (925) 945-0200 • Robert W. Mills, Harry Shulman; The Mills Law Firm, 145 Marina Boulevard, San Rafael, California 94901 Phone: (415) 455-1326 • Stephen Gardner, Katherine Campbell; Center for Science in the Public Interest, 5646 Milton Street, Suite 211, Dallas, Texas 75206 Phone: (214) 827-2774 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700 • Vivianne C. Stapp; Latham & Watkins LLP, 505 Montgomery Street, Suite 2000, San Francisco, California 94111 Phone: (415) 391-0600

PARTIES	COURT	ATTORNEYS
<p>Plaintiff: Ilsa Lee Kaye, individually and on behalf of all others similarly situated</p> <p>Defendant: Aurora Dairy Corporation, d/b/a Aurora Organic Dairy</p>	<p>E.D. New York Case No. 2:07-cv-04425- DRH-ETB</p>	<ul style="list-style-type: none"> • Christopher Lovell, Craig Essenmacher, Keith Essenmacher; Lovell Stewart Halebian LLP, 500 Fifth Avenue, New York, New York 10110 Phone: (212) 608-1900 • William O. Reckler; Latham & Watkins LLP, 885 Third Avenue, Suite 1000, New York, New York 10022 Phone: (212) 906-1200
<p>Plaintiff: Elizabeth Cockrell, individually and on behalf of all others similarly situation</p> <p>Defendant: Aurora Dairy Corporation, d/b/a Aurora Organic Dairy</p>	<p>D. Colorado Case No. 1:07-cv-02285- LTB</p>	<ul style="list-style-type: none"> • Kip B. Shuman; The Shuman Law Firm, 801 E. 17th Avenue, Denver, Colorado 80218 Phone: (303) 861-3003 • Christopher Lovell, Craig Essenmacher, Keith Essenmacher; Lovell Stewart Halebian LLP, 500 Fifth Avenue, Suite 5800, New York, New York 10110 Phone: (212) 608-1900 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700 • Daniel W. Wake; Sander, Ingebretsen & Parish, P.C., 633 17th Street, Suite 1900, Denver, Colorado 80202 Phone: (303) 285-5544
<p>Plaintiffs: Jim Snell, Steve Clark, John Barrera, Joseph Villari, Elida Gollomp, Claire M. Theodore and Elisabeth Banse, on behalf of themselves and all other similarly situated</p>	<p>D. Colorado Case No. 07-cv-02449</p>	<ul style="list-style-type: none"> • Joe R. Whatley, Jr., Edith M. Kallas; Whatley Drake & Kallas, LLC, 1540 Broadway, 37th Floor, New York, New York 10036 Phone: (212) 447-7070 • Richard P. Rouco, W. Tucker Brown; Whatley Drake & Kallas, LLC, 2001 Park Place North, Suite 1000, Birmingham, Alabama 35203 Phone: (205) 328-9576

PARTIES	COURT	ATTORNEYS
<p>Defendants:</p> <p>Aurora Dairy Corporation, d/b/a Aurora Organic Dairy, Wild Oats Market, Inc., Costco Wholesale Corporation, Safeway Inc., Wal-Mart Stores, Inc.</p>		<ul style="list-style-type: none"> • James G. Stranch, III, J. Gerard Stranch, IV, Joe P. Leniski, Jr.; Branstetter, Stranch & Jennings PLLC, 227 Second Avenue North, Nashville, Tennessee 37201 Phone: (615) 254-8801 • Nadeem Faruqi; Faruqi & Faruqi, LLP, 320 East 39th Street, New York, New York 10016 Phone: (212) 983-9330 • James A. Streett; Streett Law Firm, 107 West Main, Russellville, Arkansas 72801 • John Emerson; Emerson Poynter LLP, The Museum Center, 500 President Clinton Avenue, Suite 305, Little Rock, Arkansas 72201 Phone: (501) 907-2555 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700 • Jay W. Connolly, Aaron Belzer, M. Brown; Seyfarth Shaw LLP, 560 Mission Street, Suite 3100, San Francisco, California 94105 Phone: (415) 397-2823 • Daniel W. Wake; Sander, Ingebretsen & Parish, P.C., 633 17th Street, Suite 1900, Denver, Colorado 80202 Phone: (303) 285-5544
<p>Plaintiffs:</p> <p>Margot A. West, and Richard E. Ehly, individually and on behalf of a class of all others similarly situated</p>	<p>D. Colorado</p> <p>Case No. 1:07-cv-02625-JLK</p>	<ul style="list-style-type: none"> • Tracy D. Rezvani, Mila F. Bartos, Karen J. Marcus; Finkelstein Thompson LLP, The Duvall Foundry 1050 30th Street NW, Washington, D.C. 20007 Phone: (202) 337-8000 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700

PARTIES	COURT	ATTORNEYS
Defendant: Aurora Dairy Corporation, d/b/a Aurora Organic Dairy		<ul style="list-style-type: none"> • Daniel W. Wake; Sander, Ingebretsen & Parish, P.C., 633 17th Street, Suite 1900, Denver, Colorado 80202 Phone: (303) 285-5544
Plaintiff: Shawn Riley, individually and on behalf of all others similarly situated Defendant: Safeway Inc.	N.D. California Case No. 07-cv-6174-JCS	<ul style="list-style-type: none"> • Shana E. Scarlett; Hagens Berman Sobol Shapiro LLP, 715 Hearst Ave., Suite 202, Berkeley, California 94710 Phone: (510) 725-3000 • Steve W. Berman; Hagens Berman Sobol Shapiro LLP, 1301 5th Ave., Suite 2900, Seattle, Washington 98101 Phone: (206) 623-7292 • Elizabeth A. Fegan, 820 North Blvd., Suite B, Oak Park, Illinois 60301 Phone: (708) 776-5600 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700 • Vivianne C. Stapp; Latham & Watkins LLP, 505 Montgomery Street, Suite 2000, San Francisco, California 94111 Phone: (415) 391-0600
Plaintiff: Fayette Cowan Defendant: Aurora Dairy Corporation, d/b/a Aurora Organic Dairy and Wal-Mart Stores, Inc.	S.D. Indiana (Indianapolis) Case No. 08-cv-00157-RLY-WTL	<ul style="list-style-type: none"> • Irwin B. Levin, Richard E. Shevitz, Arend J. Abel; Cohen & Malad, LLP, One Indiana Square, Suite 1400, Indianapolis, Indiana 46204 Phone: (317) 636-6481 • Jeffery M. Monberg; Krieg DeVault LLP, 833 W. Lincoln Hwy., Suite 410W, Schererville, Indiana 46375 Phone: (219) 227-6111 • Greg A. Small, Max W. Hittle, Jr.; Krieg DeVault LLP, One Indiana Square, Suite 2800, Indianapolis, Indiana 46204 Phone: (317) 238-6282 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700

PARTIES	COURT	ATTORNEYS
<p>Plaintiff: Channing Hesse, individually and on behalf of a class of all others similarly situated</p> <p>Defendant: Costco Wholesale Corporation</p>	<p>W.D. Washington (Seattle) Case No. 07-cv-01975- MJP</p>	<ul style="list-style-type: none"> • Steve W. Berman; Hagens Berman Sobol Shapiro LLP, 1301 5th Ave., Suite 2900, Seattle, Washington 98101 Phone: (206) 623-7292 • Elizabeth A. Fegan; Hagens Berman Sobol Shapiro LLP, 820 North Blvd., Suite B, Oak Park, Illinois 60301 Phone: (708) 776-5600 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700 • David J. Burman, Shylah R. Alfonso; Perkins Coie LLP, 1201 Third Avenue, Suite 4800, Seattle, Washington 98101 Phone: (203) 359-8000
<p>Plaintiffs: Patrick and Caryn Hudspeth, individually and on behalf of a class of all others similarly situated</p> <p>Defendant: Target Corp.</p>	<p>D. Minnesota (St. Paul) Case No. 07-cv-04755- PJS-JJG</p>	<ul style="list-style-type: none"> • Garrett D. Blanchfield, Jr.; Reinhardt Wendorf & Blanchfield, 332 Minnesota St., Suite E-1250 First National Bank Bldg., St. Paul, Minnesota 55101 Phone: (651) 287-2100 • William N. Riley, Christopher A. Moeller, Jamie R. Kendall, Joseph N. Williams; Price, Waicukauski & Riley, LLC, 301 Massachusetts Ave, Indianapolis, Indiana 46204 Phone: (317) 633-8787 • Frederic Fox; Kaplan Fox & Kilsheimer LLP, 805 Third Avenue, New York, New York 10022 Phone: (212) 687-1980 • Laurence D. King; Kaplan Fox & Kilsheimer LLP 350 Sansome Street, Suite 400, San Francisco, California 94104 Phone: (415) 772-4700 • Jonathon C. Miesen; Stoel Rives LLP, Suite 4200, 33 South Sixth Street, Minneapolis, Minnesota 55402 Phone: (612) 373-8800

PARTIES	COURT	ATTORNEYS
<p>Plaintiff: Vicki M. Tysseling-Mattiace, individually and on behalf of a class of all others similarly situated</p> <p>Defendant: Wild Oats Markets, Inc.</p>	<p>D. Colorado (Denver) Case No. 07-cv-02622-WYD-BNB</p>	<ul style="list-style-type: none"> • Steve W. Berman; Hagens Berman Sobol Shapiro LLP, 1301 5th Ave., Suite 2900, Seattle, Washington 98101 Phone: (206) 623-7292 • Robert B. Carey, Frances R. Johnson; The Carey Law Firm, 2301 E. Pikes Peak Avenue, Colorado Springs, Colorado 80918 Phone: (719) 635-0377 • Jay Connolly Seyfarth Shaw LLP 560 Mission Street, Suite 3100 San Francisco, California 94105 Phone: (415) 397-2823
<p>Plaintiff: Paul Bowen, individually and on behalf of all others similarly situated</p> <p>Defendant: Wal-Mart Stores, Inc.</p>	<p>E.D. Arkansas (Little Rock) Case No. 08-cv-00010-JLH</p>	<ul style="list-style-type: none"> • Hank Bates; Cauley Bowman Carney & Williams, PLLC, P.O. Box 25438, Little Rock, Arkansas 72221 Phone: (501) 312-8500 • Steve W. Berman; Hagens Berman Sobol Shapiro LLP, 1301 5th Ave., Suite 2900, Seattle, Washington 98101 Phone: (206) 623-7292 • Elizabeth A. Fegan; Hagens Berman Sobol Shapiro LLP, 820 North Blvd., Suite B, Oak Park, Illinois 60301 Phone: (708) 776-5600 • Philip E. Kaplan; Williams & Anderson PLC, 111 Center Street, 22nd Floor, Little Rock Arkansas 72201 Phone: (501) 396-8432 • Mark S. Mester, Livia M. Kiser; Latham & Watkins LLP, Sears Tower, Suite 5800, 233 South Wacker Drive, Chicago, Illinois 60606 Phone: (312) 876-7700
<p>Plaintiff: Theadora King, individually and on behalf of all others similarly situated</p> <p>Defendant: Safeway Inc.</p>	<p>N.D. California (San Francisco) Case No. CV-08-0999-EDL</p>	<ul style="list-style-type: none"> • Shana E. Scarlett; Hagens Berman Sobol Shapiro LLP, 715 Hearst Ave., Suite 202, Berkeley, California 94710 Phone: (510) 725-3000 • Steve W. Berman; Hagens Berman Sobol Shapiro LLP, 1301 5th Ave., Suite 2900, Seattle, Washington 98101 Phone: (206) 623-7292

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<p>Plaintiff: Nicolle DiSimone, individually and on behalf of those similarly situated</p> <p>Defendant: Aurora Dairy Corporation, d/b/a Aurora Organic Dairy</p>	<p>C.D. California, Western Division – Spring Street Case No. 08-0746-DSF-VBK</p>	<ul style="list-style-type: none"> • Maury A. Herman, David A. McKay, Andrea S. Hirsch; Herman, Mathis, Casey, Kitchens and Gerel, LLP, 230 Peachtree Street, NW, Suite 2260, Atlanta, Georgia 30303 Phone: (404) 880-9500 • Chip Robertson; Bartimus, Frickleton, Robertson & Gorny, Jefferson City Office, 715 Swifts Highway, Jefferson City, Missouri 65109 Phone: (573) 659-4454 • David A. Rosen, Alexis B. Djivre; Rose, Klein & Marias LLP, 801 South Grand Avenue, 11th Floor, Los Angeles, California 90017 Phone: (213) 626-0571 • Christopher P. Ridout, Devon Lyon; Ridout & Lyon LLP, 100 Oceangate, 14th Floor, Long Beach, California 90802 Phone: (562) 216-5020 • Gideon Kracov; Law Office of Gideon Kracov, 801 South Grand Avenue, 11th Floor, Los Angeles, California 90017 Phone: (213) 629-2071 • Daniel R. Seltzer; Latham & Watkins LLP, 633 West Fifth Street, Suite 4000, Los Angeles, CA 90071-2007 Phone: (213) 485-1234

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Dated: March 10, 2008

Respectfully submitted,

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William O. Reckler

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